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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

CENTER FOR BIOLOGICAL DIVERSITY,  
*et al.*,

Plaintiffs,

v.

ANDREW R. WHEELER, in his official  
capacity as the Administrator of the United  
States Environmental Protection Agency,

Defendant.

Case No. 3:20-cv-05436-EMC

**JOINT STIPULATION TO EXTEND  
BRIEFING SCHEDULE [AND  
PROPOSED ORDER]**

Pursuant to Local Rule 6-1(b), Defendant Andrew R. Wheeler, in his official capacity as the Administrator of the United States Environmental Protection Agency (hereinafter “EPA”) and Plaintiffs Center for Biological Diversity, Center for Environmental Health, and Sierra Club (collectively, “Plaintiffs”), by and through the undersigned counsel, hereby jointly stipulate to extend the briefing schedule by 60 days. In support of this joint stipulation, the Plaintiffs and EPA (collectively, the “Parties”) state as follows:

1. The Parties have agreed to enter settlement negotiations regarding the remaining claims in this case. The time modification will provide the Parties an opportunity to develop and

1 present initial settlement positions and discuss the terms of a potential stay or settlement of the  
2 litigation.

3 2. This is the second modification of time in this case.

4 3. Accordingly, the parties stipulate to and request that the Court continue all  
5 deadlines in the briefing schedule for 60 days and the hearing date for 63 days (Dkt. No. 31).  
6 The proposed amended briefing schedule is as follows:

<u>Deadline</u>	<u>Due Date</u>
Plaintiffs' Motion for Summary Judgment	February 16, 2021
EPA's Combined Opposition to Plaintiffs' Motion for Summary Judgment and Cross-Motion for Summary Judgment	April 20, 2021
Plaintiffs' Combined Reply in Support of Plaintiffs' Motion for Summary Judgment and Opposition to EPA's Cross-Motion for Summary Judgment	May 18, 2021
EPA's Reply in Support of EPA's Cross-Motion for Summary Judgment	June 8, 2021
Hearing	July 1, 2021 1:30 pm

19 Respectfully submitted,

20 Date: December 9, 2020

21 /s/ Ashley Bruner

22 Ashley Bruner, Admitted *Pro Hac Vice*  
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11 /s/ Lucy E. Brown

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21 *Attorney for Defendant*

## [PROPOSED] ORDER

Pursuant to stipulation and for good cause shown, the briefing schedule and hearing date (Dkt. No. 31) are CONTINUED as follows:

<u>Deadline</u>	<u>Due Date</u>
Plaintiffs' Motion for Summary Judgment	February 16, 2021
EPA's Combined Opposition to Plaintiffs' Motion for Summary Judgment and Cross-Motion for Summary Judgment	April 20, 2021
Plaintiffs' Combined Reply in Support of Plaintiffs' Motion for Summary Judgment and Opposition to EPA's Cross-Motion for Summary Judgment	May 18, 2021
EPA's Reply in Support of EPA's Cross-Motion for Summary Judgment	June 8, 2021
Hearing	July 1, 2021 1:30 pm

**IT IS SO ORDERED**

Dated:

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EDWARD CHEN  
United States District Judge